

House File 759

S-3242

1 Amend the amendment, S-3236, to House File 759, as amended,  
2 passed, and reprinted by the House, as follows:

3 1. Page 21, after line 2 by inserting:

4 <Sec. \_\_\_\_\_. NEW SECTION. **68B.9 Lobbying activities by**  
5 **political subdivisions.**

6 1. For purposes of this section, unless the context  
7 otherwise requires:

8 *a. "Lobbying"* means direct action to encourage the passage,  
9 defeat, approval, veto, or modification of legislation, a rule,  
10 or an executive order that is being considered by the general  
11 assembly, a state agency, or a statewide elected official.

12 *b. "Political subdivision"* means a county, city, township,  
13 or school district.

14 2. A political subdivision that contracts with or otherwise  
15 compensates a person to lobby on behalf of the political  
16 subdivision shall do so in a reasonable manner, including all  
17 of the following:

18 *a.* Using written requests for proposal to solicit lobbying  
19 services. The duration of a contract for lobbying services  
20 shall not exceed five years. A political subdivision shall  
21 not renew a contract for lobbying services or enter into a new  
22 contract for lobbying services unless the political subdivision  
23 uses a written request for proposal to solicit lobbying  
24 services.

25 *b.* Selecting lobbyists on the basis of competence and  
26 qualifications for the services required.

27 *c.* Paying fair and reasonable compensation.

28 3. *a.* If a political subdivision contracts with or  
29 otherwise compensates a person to lobby on behalf of the  
30 political subdivision, or if an employee, officer, or elected  
31 or appointed official of the political subdivision engages in  
32 more than ten hours of lobbying on behalf of the political  
33 subdivision in a calendar month, the political subdivision  
34 shall, subject to paragraph "b", publish all of the following on  
35 its internet site:

1 (1) Full copies of all contracts in effect that provide, in  
2 whole or in part, for the provision of lobbying services.

3 (2) Not later than two weeks after the end of each fiscal  
4 year, a schedule showing all payments the political subdivision  
5 made during the preceding fiscal year to any person acting as  
6 a lobbyist on behalf of the political subdivision or, in the  
7 case of an employee, officer, or elected or appointed official,  
8 the total annual compensation the political subdivision paid to  
9 such person and the total number of hours spent by that person  
10 in lobbying activities on behalf of the political subdivision  
11 in the preceding fiscal year.

12 (3) Not later than two weeks after the end of each fiscal  
13 year, a schedule identifying each bill on which a person  
14 serving as a lobbyist or engaged in lobbying registered a  
15 position on behalf of the political subdivision, and for each  
16 such bill either the legislative history for the bill as  
17 depicted on the general assembly's internet site or the link  
18 to the page of the general assembly's internet site with the  
19 legislative history for the bill.

20 b. If the political subdivision does not maintain  
21 an internet site but is otherwise subject to reporting  
22 requirements under paragraph "a", the political subdivision  
23 shall annually publish all the information required by  
24 paragraph "a", subparagraphs (1) through (3), within three  
25 weeks of the end of the fiscal year in the same manner that the  
26 political subdivision provides notice pursuant to section 21.4.

27 4. An organization subject to audit pursuant to section  
28 11.6, subsection 9, and any other organization that lobbies  
29 on behalf of any category or group of political subdivisions,  
30 shall, not later than two weeks after the end of the  
31 fiscal year, publish on the organization's internet site  
32 the information required by subsection 3, paragraph "a",  
33 subparagraph (3).

34 5. Notwithstanding section 22.7, a record, document, or  
35 other information stored or preserved in any medium that

1 relates to lobbying by a person for or on behalf of a political  
2 subdivision is a public record subject to the provisions of  
3 chapter 22, shall be preserved and maintained for a period  
4 of not less than seven years, and shall be available for  
5 examination and copying by the public upon reasonable terms as  
6 required by chapter 22.>

7 2. By renumbering as necessary.

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ZACH WHITING